C.F. 100

IN THE HON'BLE HIGH COURT OF CHHATTISGARH
AT BILASPUR

W.P. No. 3487 **/2004**

PETITIONER : ARUP KUMAR GUPTA,
S/o Late S.K. Gupta,
Aged about 50 years,
Address : Wireless Operator,
Deptt : IT; M/s Korba Super Thermal
Power Project, P.O.- Jamnipali,
District- Korba (C.G.)
PIN : 495 450.

P.R. No. 3281/04
Presented by Shri Arup Kr. Gupta
dated 23-4-04

VERSUS

RESPONDENT : M/s. Korba Super
Thermal Power Porject,
Through : GM, P.O.- Jamnipali,
District- Korba (C.G.), PIN : 495 450.

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA, FOR ISSUANCE OF WRITS IN NATURE OF MANDAMUS, CERTIORARI, PROHABITATION, AND/OR QUO WARRANTO AND/OR OTHER WRIT ORDER AND/OR DIRECTION/DIRECTIONS IN NATURE OF WRIT.

(71)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.No. 3487/ सन् 2004

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	30.08.2005 Mr. A.K. Gupta - Petitioner in person. Mr. A.K. Gupta, petitioner appearing in person submits that the petitioner has been working as Assistant (Wireless) with respondent / M/s. Korba Super Thermal Power Project, NTPC, Korba (C.G.) since 15.03.1984. The petitioner was allotted official quarter bearing No.B/609, Yamuna Vihar, Jamnipali and the employer / respondent has been deducting house rent from his salary. In the meantime, differences arose between the petitioner and his wife. The petitioner is not living with his wife and a divorce case is pending in the Court. The petitioner seeks direction of this Court against the respondent to remove the petitioner's wife from the said house. The dispute is between the husband and wife, no divorce has been granted so far. The petitioner and/or his wife and children are also entitled to live in the officially allotted house. In view of the above, no legal right or fundamental right of the petitioner is infringed and as such this Court in exercise of its extra ordinary jurisdiction, cannot entertain family disputes in this petition filed under Article 226/227 of the Constitution of India. In view of the foregoing, the petition is dismissed. **Sd/-** **Satish K. Agnihotri** **Judge**	

Sarma